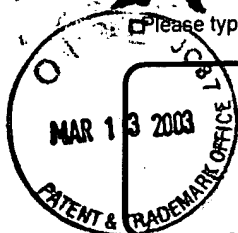


03-14-03

CPA/8
2705/17Please type a plus sign (+) inside this box ☐

CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL

CHECK BOX if applicable

☐ DUPLICATE

Submit an original, and a duplicate for fee processing.

(Only for Continuation or Divisional application under 37 C.F.R. § 1.53(d))

Address to:

Assistant Commissioner for Patents
Box CPA
Washington, DC 20231

Attorney Docket No.

112025-0112

First Named Inventor

Darren Kerr et al.

Examiner Name

Newton, G

Group/Art Unit

2132

Express Mail Label No.

EL 714 808 879 US

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MAR 17 2003

Technology Center 2100

This is a request for a ☒ continuation or ☐ divisional application under 37 C.F.R. § 1.53(d), (continued prosecution application (CPA)) of prior application number 09/216,519, filed on December 18, 1998, entitled **TIGHTLY COUPLED SOFTWARE PROTOCOL DECODE WITH HARDWARE DATA ENCRYPTION**.

NOTES

FILING QUALIFICATIONS: The Prior application identified above must be a nonprovisional application that is either (1) complete as defined by C.F.R. § 1.51(b), or (2) the national stage of an international application in compliance with 35 U.S.C. 371.

A Notice will be placed on a patent issuing from a CPA, except for reissues and designs, to the effect that the patent issued on a CPA and is subject to the twenty-year patent term provision of 35 U.S.C. § 154 (a)(2). Therefore, the prior application of a CPA may have been filed before, on or after June 8, 1995.

C-I-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 C.F.R. § 1.53(d), but must be filed under 37 C.F.R. § 1.53 (b).

EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 C.F.R. § 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 C.F.R. § 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

35 U.S.C. 120 STATEMENT: In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 C.F.R. § 1.78(a).

1. ☐ Enter the unentered amendment previously filed on _____, under 37 C.F.R. § 1.116 in the prior nonprovisional application.
2. ☒ An amendment is enclosed.
3. This application is filed by fewer than all the inventors named in the prior application, 37 C.F.R. § 1.53 (d)4
 - a. ☐ DELETE the following inventor(s) named in the prior nonprovisional application:
 - b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. ☐ A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
5. Information Disclosure statement (IDS) is enclosed:
 - a. ☐ PTO-1449
 - b. ☐ Copies of IDS Citations

03/17/2003 MBIZUNES 00000031 09216319

01 FC:1006
02 FC:1202
03 FC:1201
04 FC:1203

750.00 OP
594.00 OP
420.00 OP
280.00 OP

Please type a plus sign (+) inside the box.

CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS (37 C.F.R. § 1.16(c) or (i))	53 - 20* =	33	× \$ 18.00	\$ 594.00
	INDEPENDENT CLAIMS (37 C.F.R. § 1.16(b) or (i))	8 - 3** =	5	× \$ 84.00	\$ 420.00
	MULTIPLE DEPENDENT CLAIMS(if applicable) (37 C.F.R. § 1.16 (d))			+ \$280.00	
				BASIC FEE (37 C.F.R. §1.16)	\$ 750.00
				Total of above Calculations	\$ 2044.00
	Reduction by 50% for filing by small entity (Note 37 C.F.R. §§ 1.9,1.27&1.28)				\$ 0.00
	* Reissue claims in excess of 20 and over original patent ** Reissue independent claims over original patent			TOTAL =	\$ 2044.00

6. Small entity status:

- a. ☐ A small entity statement is enclosed, if (b) and (c) do not apply.
b. ☐ A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.
c. ☐ Is no longer claimed.

7. The Commissioner is hereby authorized to credit overpayments or charge the following fees to
Deposit Account No. 03 - 1237.

- a. ☒ Fees Required under 37 C.F.R. § 1.16.
b. ☒ Fees Required under 37 C.F.R. § 1.17.
c. ☐ Fees Required under 37 C.F.R. § 1.18.

8. ☒ A check in the amount of \$2044.00 is enclosed.
9. ☐ Other:

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NOTE:

The prior application's correspondence address will carry over to this CPA
UNLESS a new correspondence address is provided below.

18. NEW CORRESPONDENCE ADDRESS

☒ Customer Number or Bar Code
Label

(Insert Customer Number)



24267

or ☐ Correspondence address below

Name **A. Sidney Johnston**

PATENT TRADEMARK OFFICE

Address **Cesari and McKenna, LLP
88 Black Falcon Avenue**

City **Boston**

State

MA

Zip Code

02210

Country **U. S. A.**

Telephone

(617) 951-2500

Fax

(617) 951-3927

11. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)

A. Sidney Johnston

Signature

A. Sidney Johnston

Registration No. Attorney/Agent)

29,548

Date

March 13, 2003



PATENTS
112025-0112

#201
KWT
3-19-03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re The Application of:)
Darren Kerr et al.)
Serial No.: 09/216,519)
Filed: December 18, 1998)
For: TIGHTLY COUPLED SOFT-)
WARE PROTOCOL DECODE)
WITH HARDWARE DATA)
ENCRYPTION)

Examiner: Newton, G

Art Unit: 2132

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MAR 17 2003

Technology Center 2100

Cesari and McKenna, LLP
88 Black Falcon Avenue
Boston, MA 02210
March 13, 2003

"Express Mail" Mailing-Label Number: EL 714 808 879 US

Honorable Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

AMENDMENT

This amendment is filed in response to the FINAL rejection mailed January 2, 2003.
All objections and rejections are respectfully traversed.

Please Amend the Claims to Read as Follows,